

GREGORY J. ROCKWELL, ESQ. (SBN 67305)
grockwell@bjg.com

BOORNAZIAN, JENSEN & GARTHE
 A Professional Corporation/File #26753
 555 12th Street, Suite 1800
 Oakland, CA 94607
 Telephone: (510) 834-4350
 Facsimile: (510) 839-1897

Attorneys for Defendants
 COUNTY OF ALAMEDA and GREGORY
 AHERN

IN THE UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA

DANIEL SPALDING, KATHARINE
 LONCKE, DANIELLE LOPEZ GREEN,
 ADRIAN DRUMMOND-COLE, individually
 and on behalf of all others similarly situated,

Plaintiffs,

vs.

CITY OF OAKLAND, COUNTY OF
 ALAMEDA, ANTHONY BATTS, HOWARD
 JORDAN, JEFF ISRAEL, ERIC BRESHEARS,
 EDWARD TRACEY, ANTHONY TORIBIO,
 DAVID DOWNING, ERSIE JOYNER, MIKE
 POIRIER, DARRIN ALLISON, GREGORY
 AHERN, individually and in their official
 capacities, and DOES 1-250, inclusive,

Defendants.

Case No.: C11-02867 TEH

**STIPULATION AND ORDER TO
 VACATE CASE MANAGEMENT
 CONFERENCE, SET HEARING DATE
 ON MOTION FOR PRELIMINARY
 APPROVAL OF CLASS ACTION
 SETTLEMENT AND FURTHER STAY
 DISCOVERY AND LITIGATION
 PENDING HEARING ON MOTION**

Date: May 13, 2013

Time: 1:30 p.m.

Dept.: Courtroom 12, 19th Floor

Judge: Hon. Thelton Henderson

IT IS SO ORDERED AS MODIFIED

Complaint Filed: June 13, 2011

The undersigned, the attorneys for the parties herein, hereby stipulate as follows:

That they have participated in good faith in four all day settlement conferences with
 Magistrate Judge Laurel Beeler on June 18, July 3, and September 26, 2012 and January 25, 2013,
 two two hour settlement conferences with Judge Beeler on March 22 and April 4, 2013, as well as
 several telephone conferences with Judge Beeler, and they are currently set for a further phone
 conference with Judge Beeler on May 28, 2013.

1 That on the afternoon of January 25, 2013, the parties reached a tentative agreement on the
2 amount of plaintiffs' monetary claims;

3 That the monetary terms of the agreement have been approved by the Oakland City
4 Council and the Alameda County Board of Supervisors, but the agreement is also contingent upon
5 the parties reaching agreement on the plaintiffs' injunctive relief claims;

6 That the parties have made substantial progress in their efforts to reach a compromise
7 agreement on plaintiffs' request for injunctive relief, and they believe that the case management
8 conference currently set for **May 13, 2013 at 1:30 p.m.** will be unnecessary;

9 That the parties jointly request that the Court vacate the case management conference set
10 **May 13, 2013 at 1:30 p.m.**, and set a hearing date on a joint motion for preliminary approval of
11 the class action settlement on **June 10, 2013 at 1:30 p.m.**, with said motion to be filed and served
12 on or before **May 22, 2013**.

13 DATED: May 8, 2013

14 BOORNAZIAN, JENSEN & GARTHE
15 A Professional Corporation

16 By: /s/ Gregory J. Rockwell
17 GREGORY J. ROCKWELL, ESQ.
18 Attorneys for Defendants
19 COUNTY OF ALAMEDA and
20 GREGORY AHERN

21 DATED: May 8, 2013

22 BARBARA J. PARKER, CITY ATTORNEY,
23 CITY OF OAKLAND

24 By: /s/ William E. Simmons
25 WILLIAM E. SIMMONS, ESQ.
26 Attorneys for Defendants
27 CITY OF OAKLAND, et al.

28 DATED: May 8, 2013

RACHEL LEDERMAN, ATTORNEY AT LAW

By: /s/ Rachel Lederman
RACHEL LEDERMAN, ESQ.
Attorneys for Plaintiffs

ORDER

GOOD CAUSE appearing therefor, and the parties having so stipulated, it is hereby ordered that the hearing on a motion for preliminary approval of the class action settlement is set for **July 1, 2013, at 10:00 AM**. The motion for preliminary approval of the settlement shall be filed and served on or before **May 22, 2013**. It is further ordered that all discovery and other litigation in this matter shall remain stayed until after July 1, 2013.

Dated: 05/13/2013

